

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

M E M O R A N D U M

Honorable Dale A. Drozd
United States District Judge
Sacramento, California

RE: Alfonso Leyva
Docket Number: 0972 1:23CR00226-1
**RECOMMENDATION TO DISMISS
PETITION AND RECALL WARRANT**

Your Honor:

On June 4, 2024, a Probation 12C petition for warrant petition was filed with the Court. On July 17, 2024, Mr. Leyva was arrested on his outstanding warrant. On July 19, 2024, a superseding petition was sent adding an additional allegation. On July 23, 2024, Mr. Leyva made his initial appearance regarding the initial petition filed on June 4, 2024, and the government informed the Court they intended to file a motion to withdraw the petition and requested to dismiss the petition. The request was granted, and Mr. Leyva was ordered released from custody forthwith. Due to the superseding petition and warrant being approved after Mr. Leyva made his initial appearance, an additional warrant was issued for Mr. Leyva; however, due to the additional allegation being the same as the original petition, the government will not pursue the violation. It is therefore being requested the superseding petition be dismissed, and the warrant issued on July 24, 2024, be recalled.

Respectfully submitted,



Brandon Dawkins
United States Probation Officer

Reviewed by,



Ronnie Preap
Supervising United States Probation Officer

Dated: July 24, 2024
Modesto, California
BD/lr


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ORDER OF THE COURT

THE COURT ORDERS:

☒ Approved ☐ Disapproved

July 24, 2024



Date

Dale A. Drozd
United States District Judge

cc: Nchekube Onyima
Assistant United States Attorney

Meghan McLoughlin
Defense Counsel